

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 307 be amended to read as follows:

- 1 Page 5, delete lines 28 through 42, begin a new paragraph and insert:
- 2 "SECTION 7. IC 36-3-6-9 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 9. (a) The city-county
- 4 legislative body may review and modify the operating and maintenance
- 5 budgets and the tax levies of the following entities in the county:
- 6 (1) An airport authority operating under IC 8-22-3.
- 7 (2) A health and hospital corporation operating under IC 16-22-8.
- 8 (3) A public library operating under IC 20-14.
- 9 (4) A capital improvement board of managers operating under
- 10 IC 36-10.
- 11 (5) A public transportation corporation operating under IC 36-9-4.
- 12 **Except as provided in subsection (d), the city-county legislative**
- 13 **body may reduce or modify but not increase a proposed operating**
- 14 **and maintenance budget or tax levy under this section.**
- 15 (b) The board of each entity listed in subsection (a) shall, after
- 16 adoption of its budget and tax levies, submit them, along with detailed
- 17 accounts, to the city clerk before the first day of September of each
- 18 year.
- 19 (c) **If the total of all proposed property tax levies for an entity**
- 20 **listed in subsection (a) for the ensuing calendar year is more than**
- 21 **five percent (5%) greater than the total of all property tax levies**
- 22 **for the entity for the current calendar year, the city-county**
- 23 **legislative body shall review the proposed budget and the tax levies**
- 24 **of the entity and shall adopt the final budget and tax levies for the**
- 25 **entity. Except as provided in subsection (d), the city-county**

1 **legislative body may reduce or modify but not increase the entity's**  
 2 **proposed budget or tax levies under this section.**

3 ~~(c)~~ **(d)** The city-county legislative body may review the issuance of  
 4 bonds of an entity listed in subsection (a), but approval of the  
 5 city-county legislative body is not required for the issuance of bonds.  
 6 **The city-county legislative body may not reduce or modify a budget**  
 7 **or tax levy of an entity listed in subsection (a) in a manner that**  
 8 **would:**

9 **(1) limit or restrict the rights vested in the entity to fulfill the**  
 10 **terms of any agreement made with the holders of the entity's**  
 11 **bonds; or**

12 **(2) in any way impair the rights or remedies of the holders of**  
 13 **the entity's bonds.**

14 **(e) This subsection applies to an entity described in subsection**  
 15 **(a) if the assessed valuation of the entity is entirely contained within**  
 16 **an excluded city or town (as described in IC 36-3-1-7(a)) that is**  
 17 **located in a county having a consolidated city. The fiscal body of**  
 18 **the excluded city or town (as described in IC 36-3-1-7(a)), and not**  
 19 **the city-county legislative body, is the body that conducts any**  
 20 **review, modification, reduction, or final adoption of the entity's**  
 21 **proposed budget and tax levies authorized or required by this**  
 22 **section."**

23 Page 6, delete lines 1 through 20.

24 Renumber all SECTIONS consecutively.

(Reference is to ESB 307 as printed March 25, 2005.)

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Representative Hinkle